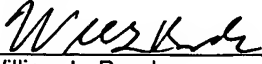




JPW

AMENDMENT TRANSMITTAL LETTER				Docket No. 80417(302760)	
Application No. 10/542,726-Conf. #8366		Filing Date July 20, 2005		Examiner F. T. Palo	
				Art Unit 3644	
Applicant(s): Minoru Yoshida et al.					
Invention: GREENING STRUCTURE					
<b>TO THE COMMISSIONER FOR PATENTS</b>					
Transmitted herewith is an amendment in the above-identified application.					
The fee has been calculated and is transmitted as shown below.					
<b>CLAIMS AS AMENDED</b>					
	Claims Remaining After Amendment	Highest Number Previously Paid	Number Extra Claims Present	Rate	
Total Claims	12	- 12 =	0	x 50.00	0.00
Independent Claims	1	- 1 =	0	x 210.00	0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					
Other fee (please specify):					
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:</b>					0.00
<input checked="" type="checkbox"/> Large Entity <input type="checkbox"/> Small Entity					
<input checked="" type="checkbox"/> No additional fee is required for this amendment.					
<input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of \$ _____ A duplicate copy of this sheet is enclosed.					
<input type="checkbox"/> A check in the amount of \$ _____ to cover the filing fee is enclosed.					
<input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.					
<input checked="" type="checkbox"/> The Director is hereby authorized to charge and credit Deposit Account No. <u>04-1105</u> as described below. A duplicate copy of this sheet is enclosed.					
<input checked="" type="checkbox"/> Credit any overpayment.					
<input checked="" type="checkbox"/> Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17.					
 William L. Brooks Attorney/Agent Reg. No.: 34,129  EDWARDS ANGELL PALMER & DODGE LLP P.O. Box 55874 Boston, Massachusetts 02205 (202) 478-7376				Dated: <u>April 9, 2008</u>	



Docket No.: 80417(302760)  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Minoru Yoshida et al.

Application No.: 10/542,726

Confirmation No.: 8366

Filed: July 20, 2005

Art Unit: 3644

For: GREENING STRUCTURE

Examiner: F. T. Palo

**RESPONSE TO NON-FINAL OFFICE ACTION**

**REQUEST FOR RECONSIDERATION**

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

**INTRODUCTORY COMMENTS**

In response to the Office Action dated January 9, 2008, Applicants respectfully request reconsideration of the 35 U.S.C. §103(a) rejection of claims 1-3 as unpatentable over JP 405284851A to Furusawa (hereafter "**Furusawa**") in view of U.S. Patent 6,237,285 to Yoshida et al (hereafter "**Yoshida et al**") and U.S. Patent 5,373,661 to Furukawa (hereafter "**Furukawa**").

**Furusawa** shows a two-level greening structure including a plant-cultivable planting portion (8) on a water-reserving portion (7), but without the support post-shaped members claimed in the instant application.

**Yoshida et al.** discloses a plant cultivation mat to be spread over artificial ground, which permit walkers to tread on the soil filled in the mat as well as the plant grown in it. The plant cultivation mat comprises a cell disposed in a recessed form with the top part thereof being open upward and with a water-passage port being perforated